IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

ARBITRATION PETITION NO.262 OF 2007

Mr.Raman Bharadwaj & Anr. .. Petitioners.

Versus

M/s.Victoria Entertainment Pvt.Ltd. .. Respondents.

Mr.Milind Vasudev i/b.Khaitan & Jayakar for petitioners.
Mr.Hasmukh N.Shah for respondents.

CORAM : S.C.DHARMADHIKARI, J.

DATE : 23rd JULY, 2007.

P.C.:

1. My attention is invited by both sides to an application / praecipe, which has been moved on behalf of the respondents for seeking clarification of the order passed by this Court on 4th May, 2007, copy of which is annexed to this petition at petition paperbook page No.51 (Arbitration Application No.57 of 2007, Order dated 4th May, 2007).

2. The learned Advocate appearing for the respondents states that the application, seeking clarification is pending and he would make all efforts to have it listed

and heard within a period of two weeks from today.

3. Needless to state that if no orders are passed on this application for clarification within a period of two weeks from today, the petitioner would be at liberty to apply before the learned Arbitrator for such interim measures as are permissible in law and such an application shall be considered by the learned Arbitrator upon its own merits and uninfluenced by the order passed by this Court on 2nd February, 2007.

4. Needless to state that, it would be open for the petitioner to point out that the order passed by this Court and the restraint imposed therein, does not bind the petitioner in the light of the subsequent developments.

5. All contentions, which are available to parties in this arbitration petition, shall be available for being urged before the Arbitral Tribunal. Arbitration Petition is disposed of with liberty as above.

6. Further, needless to add that if this Court issues appropriate clarifications with regard to its order dated 4th May, 2005, the learned Arbitrator to abide by such directions.

(S.C.Dharmadhikari, J.)